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TRANSCRIPT OF RECORD

Supreme Court of the United States

OCTOBER TERM, 1942

No. 558

MRS. ELLA JAMISON, APPELLANT,

vs.

THE STATE OF TEXAS

APPEAL FROM THE COUNTY CRIMINAL COURT OF DALLAS COUNTY, STATE OF TEXAS

FILED DECEMBER 1, 1942.

SUPREME COURT OF THE UNITED STATES

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INDEX.

	Original	Print
Record from County Criminal Court of Dallas County	1	1
Caption (omitted in printing)	1	
Record from Corporation Court of City of Dallas	1	1
Complaint	2	1
Motion to quash	3	1
Bond on appeal (omitted in printing)	4	
Judgment	6	2
Clerk's certificate (omitted in printing)	7	
Motion to quash	8	3
Order overruling motion to quash	10	4
Motion for a finding of not guilty and for judgment	11	5
Order overruling motion for judgment	13	6
Judgment	14	7
Agreed statement of facts	15a	8
Defendant's Exhibit No. 1—Handbill	15b	8
Defendant's Exhibit No. 2—Credentials	15e	10
Defendant's Exhibit No. 3—Ordinance	15j	13
Defendant's Exhibit No. 4—Speech "Peace—Can It Last?"	15l	15
Amended motion for new trial	16	33
Order overruling motion for new trial	17	34
Petition for appeal and assignments of error	18	35
Bond on appeal (omitted in printing)	37	
Citation and service (omitted in printing)	41	
Order allowing appeal	42	38
Praecipe for record (omited in printing)	47	
Clerk's certificate (omitted in printing)	56	
Statement of points relied on	57	39
Designation of parts of record to be printed	58	40
Order postponing further consideration of question of jurisdiction	60	41

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—4139

[fols.1-2] [Caption omitted]

IN THE CORPORATION COURT, CITY OF DALLAS, TEXAS

COMPLAINT—Filed September 16, 1942

In The Name And By The Authority Of The State Of Texas:

Personally appeared before me, the undersigned authority, this affiant, who after being by me duly sworn, deposes and says he has good reason to believe, and does believe, that, Mrs. Ella Jamison, hereinafter called defendant, on or about the 15th day of Sept. A. D. 1942, and before the making and filing of this complaint, in the City of Dallas, in Dallas County and State aforesaid, did then and there unlawfully, within the city limits of the City of Dallas, Texas, carry, hold by hand, distribute, scatter and throw handbills as an advertising medium, in violation of and contrary to Art. 140-7 of Ord. 3251 of the Ordinances of the City of Dallas, Texas, upon the side walks of South Mont Clair Street, the same being public sidewalks a long a public street within the corporate limits of said city.

[fol. 3] Against the peace and dignity of the State.

(Signed) George Lintner, Affiant.

Subscribed and sworn to before me by affiant, a credible person, on the 16th day of Sept. A. D. 1942.

(Signed) Lydia Powell, L. S. Notary Public in and for Dallas County, Texas.

[File endorsement omitted.]

IN THE CORPORATION COURT OF THE CITY OF DALLAS

No. 83918

STATE OF TEXAS

vs.

MRS. ELLA JAMISON

MOTION TO QUASH COMPLAINT—Filed September 25, 1942

To The Honorable Judge Of Said Court:

Now comes Mrs. Ella Jamison, defendant in the above entitled and called case and moves the Court to quash the

complaint filed herein against defendant for the following reasons, to wit:

1. That said complaint is void because the ordinance upon which said complaint is based is in conflict with and repugnant to Section 1 of the Fourteenth Amendment of the Constitution of the United States in the following particulars; that the same violates defendant's constitutional rights to free press, free speech, and the right to worship Almighty God according to the dictates of his conscience.

2. That said complaint is void because the ordinance upon which said complaint is based is void as construed and applied in that it deprives defendant of his constitutional right of free speech, free press and freedom to worship [fols. 4-5] Almighty God as is by Him commanded in His written Word and according to plaintiff's conscience, all contrary to the United States Constitution, Fourteenth Amendment, Section 1.

(Signed) Tom S. Williams, Attorney for Defendant,
Sterling Building, Sulphur Springs, Texas.

[File endorsement omitted.]

[fol. 6] In Corporation Court of the City of Dallas

[Title omitted]

Judgment—October 15, 1942

Be it remembered that on this the 15th day of October, 1942, came on to be heard the above styled and numbered cause, said defendant appearing in person and by attorney, both parties announced ready for trial and thereupon the complaint in said cause, filed on the 16th day of September, [fol. 7] 1942, charging the defendant with the offense of Distributing Handbills in vio. of Art. 140-7 of Ord. 3251, etc. was read to the defendant, and thereupon defendant entered a plea of not guilty to the allegations contained in said complaint; the court having heard the testimony of all witnesses it is considered and adjudged by the Court that defendant is guilty of the offense charged in said complaint and assesses her punishment therefor at a fine of $5.00.

It is therefore ordered, adjudged and decreed by the Court that the State of Texas, for the use and benefit of the

City of Dallas, do have and recover of and from the said defendant the sum of $5.00 fine and all costs in this prosecution incurred, for which execution will issue and the said defendant, is ordered remanded to the custody of the Chief of Police of the City of Dallas to be held in the City Jail of the City of Dallas until the fine assessed against said defendant and all costs incurred in this prosecution are fully paid and satisfied.

Judgment entered as of the 15th day of October, 1942.

Clerk's certificate to foregoing papers omitted in printing.

[fol. 8] [File endorsement omitted]

IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

No. 2922

STATE OF TEXAS

vs.

MRS. ELLA JAMISON

MOTION TO QUASH COMPLAINT—Filed November 4, 1942

Now comes the defendant in the above entitled and numbered cause and moves the Court to quash the complaint as amended and discharge the defendant for the following reasons:

1

The ordinance under which the complaint is drawn and filed against this defendant is void on its face because it is in excess of the police power of the State of Texas or the City of Dallas and the means employed have no reasonable relation to the police powers of the city or the ends aimed at by the ordinance therefore it is unreasonable and deprives defendant of her propefty and liberty without due process [fol. 9] of law and equal protection of the law, all contrary to the Constitution of the State of Texas and the Fourteenth Amendment to the United States Constitution.

2

The ordinance is void on its face because by its terms, it expressly abridges the people's inherent and unalienable

rights of freedom of communication, of assembly, the use of the public sidewalks and streets, freedom of speech and of press, all contrary to the constitution of the state of Texas and the First and Fourteenth Amendments to the Constitution of the United States.

3

That from the facts alleged in the complaint, the ordinance has been construed in such a manner as to abridge the use of the public streets for a lawful purpose, freedom of communication, of assembly, freedoms of speech and of the press, all contrary to the Constitution of the State of Texas and the First and Fourteenth Amendments to the United States Constitution.

4

The ordinance is vague, indefinite and too general and constitutes a drag-net so as to allow the deprivation of liberty and property without due process of law contrary to the constitution of the state of Texas and section 1 of the Fourteenth Amendment to the United States Constitution.

Wherefore, defendant prays that this Court render and enter an order quashing the complaint and ordering the defendant discharged together with her costs.

(Signed) Tom S. Williams, Stirling Building, Sulphur Springs, Texas. (Signed) Hayden C. Cov-
[fol. 10] ington, 117 Adams Street, Brooklyn, New York, Attorneys for Defendant.

[File endorsement omitted]

IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

[Title omitted]

ORDER OVERRULING MOTION TO QUASH—November 4, 1942

On this the 4th day of November, 1942, at a regular term of this court in the above entitled and numbered cause came on to be heard and considered the defendant's motion to quash the complaint, as amended, duly and timely filed and presented to the Court, and the Court, after hearing

argument of counsel thereon, is of the opinion that the same should be overruled; therefore,

It is hereby Ordered, Adjudged and Decreed by the Court that said motion to quash be and the same is hereby in all things overruled, to which action of the court the defendant excepted in the time and form required by law.

Done at Dallas, Dallas County, Texas, on November 4, 1942.

(Signed) Winter King.

[fol. 11] IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

[Title omitted]

MOTION FOR A FINDING OF NOT GUILTY AND FOR JUDGMENT—
Filed November 4, 1942

Now comes the defendant in the above entitled and numbered cause and moves the court to find the defendant not guilty and for a judgment of acquittal and ordering the complaint dismissed and discharging the defendant at the close of all the evidence, for the following reasons:

1

The ordinance under which the complaint is drawn and filed against this defendant is void on its face because it is in excess of the police power of the State of Texas or the City of Dallas and the means employed have no reasonable relation to the police powers of the city or state nor do the ends aimed at by the ordinance justify the means employed by the ordinance, therefore it is unreasonable and deprives defendant of her property and liberty without due process of law and equal protection of the law, all contrary to the Constitution of the State of Texas and the Fourteenth Amendment to the United States Constitution.

2

The ordinance is void on its face because by its terms it expressly abridges the people's inherent and unalienable rights of freedom of communication, of assembly, the use of the public sidewalks and streets, freedom of speech and of press, all contrary to the consfitution of the state of Texas and the First and Fourteenth Amendments to the Constitution of the United States.

[fol. 12] 3

That from all the facts and circumstances established in the evidence it appears that if the ordinance in question is construed and applied to cover the activity of the defendant that said defendant's rights of freedoms of assembly, speech, press, the rights to use the streets and sidewalks for a lawful purpose, and also abridges the defendants right of freedom to worship Almighty God Jehovah by serving as His ordained minister preaching the Gospel of God's Kingdom, all of which rights are denied contrary to the Texas Constitution and the First and Fourteenth Amendments to the United States Constitution.

Wherefore, at the close of all the evidence, the defendant moves the court to find the defendant not guilty for the above reasons and render and enter a judgment of acquittal discharging the defendant together with her costs.

(Signed) Tom. S. Williams, Sterling Building, Sulpher Springs, Texas. (Signed) Hayden C. Covington, 117 Adams Street, Brooklyn, New York. Attorneys for Defendant.

[File endorsement omitted.]

[fol. 13] In the County Criminal Court of Dallas County

[Title omitted]

Order Overruling Motion for Judgment—November 4, 1942

On this the 4th day of November, 1942, at a regular term of this court in the above entitled and numbered cause came on to be heard and considered the defendant's motion for a judgment of acquittal and finding of not guilty, duly filed and presented to the court at the close of all the evidence and when both parties announced that they closed their case, and the court, after hearing argument of counsel thereon, is of the opinion that the same should be overruled; therefore,

It is Ordered, Adjudged and Decreed by the Court that said motion for judgment of acquittal and finding of not guilty be and the same is hereby in all things overruled to

which action and ruling of the court the defendant excepted in the time and form required by law.

Done at Dallas, Dallas County, Texas, on November 4, 1942.

(Signed) Winter King, Judge, County Criminal Court of Dallas County, Texas.

[fol. 14] IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

[Title omitted]

JUDGMENT—November 4, 1942

On this day came on to be heard the above entitled and numbered cause and came the State of Texas by her attorney, Walker K. Wilson, assistant Criminal District Attorney and the defendant in person and by her attorneys, and both sides announced ready for trial. It appearing that this is an appeal from the Corporation Court of the City of Dallas and that this court has jurisdiction of the appeal and the subject matter of this case. Whereupon by agreement of the parties made in open court leave of the court was granted to the State of Texas to amend the complaint and thereupon the complaint was amended. Thereupon the defendant waived a jury and pleaded not guilty.

The Court having heard the complaint read, the defendant's plea of not guilty thereto; the evidence and argument of counsel, is of the opinion that the defendant is Guilty, as charged in the complaint, and assesses her punishment at a fine of $5.00 and all costs incurred in this case.

It is therefore Ordered, Adjudged and Decreed by the Court that the defendant, Ella Jamison, be remanded to the Custody of the Sheriff of Dallas County, Texas; and that she remain there until all of said costs of court have been paid; and her fine of $5.00 has been paid, to which defendant excepts.

Done at Dallas, Dallas County, Texas, on this the 4th day of November, A. D. 1942.

[fol.15] (Signed) Winter King, Judge of the County Criminal Court of Dallas County, Texas.

[fol. 15a] IN THE COUNTY CRIMINAL COURT DALLAS COUNTY

[Title omitted]

AGREED STATEMENT OF FACTS

Be It Remembered that on this the 4th day of November, A. D. 1942, the above entitled and numbered cause came on for trial before the Honorable Winter King, Judge of the County Criminal Court of Dallas County, Texas, at which time an Agreed Statement of Facts was entered into by Counsel for the State and Counsel for the Defendant, as follows:

[fol. 15b] Counsel for Defense hereby agrees that Article 140-7 of Ordinance 3251 of the Ordinances of the City of Dallas, Texas, was duly and legally passed by the City Council of the City of Dallas, Texas, and the same was in force and effect on the 15th day of September, 1942, and that Counsel for Defense raises no objection to the validity of the Ordinance insofar as it pertains to the legality of the passage of said Ordinance.

Counsel for the Defense further hereby agrees that the alleged offense took place within the corporate limits of the City of Dallas, Texas, as charged in the complaint in the following particulars: That the defendant was upon a public street, charged in said complaint, and was distributing to pedestrians upon the street hand bills entitled "Peace, can it last?", which handbill is hereby incorporated in said stipulation and marked as Defendant's Exhibit No. 1. (Said Exhibit so Marked by the Reporter as Defendant's Exhibit No. 1, and herein copied as follows:)

DEFENDANT'S EXHIBIT NO. 1

"Will Postwar Conditions bring a New World? It is vital to know now. Hear Peace, Can it Last? By N. H. Knorr, addressing the Nation-wide Assembly of Jehovah's [fol. 15c] witnesses Simultaneously in more than 50 cities. Key assembly, Cleveland, Ohio. Sunday, September 20, 3:00 P. M., Vickery Park, Highway 75, Greenville Avenue. Dallas, Texas. All forward-looking persons of good-will are invited. Admission free. No collection. This is your invitation to attend the Nation-wide Assembly of Jehovah's witnesses, particularly the public address, Peace, Can it Last? By N. H. Knorr, President of the Watch Tower So-

ciety as announced overleaf. Also you will receive the uplifting hope of life in eternal youth in a new world, by reading Children, 384 pages, illustrated with unusual colored pictures, and bound in sky-blue cloth, stamped with gold and embossed; and Hope, 64 pages, showing the hope for the dead and for the survivors in a righteous world. *Both Watchtower publications mailed to you postage prepaid on your contribution of 25¢. Send to Watchtower, 117 Adams St., Brooklyn, N. Y.*"

And that such activities constitute a violation of said Ordinance of said City.

That the Defendant is one of Jehovah's witnesses and associated with the Oak Cliff-Dallas Company or Organization of Jehovah's Witnesses, that has been located in the City of Dallas for more than forty (40) years. That Jehovah's witnesses are a Christian Organization and preach the gospel by means of distribution, pamphlet and leaflets on the public streets and from house to house, and also by the holding of conventions and assemblies throughout the United States. That prior to September 15, 1942, [fol. 15d] the Dallas Company of Jehovah's witnesses made arrangements with the Watchtower Bible and Tract Society of Brooklyn, New York, a charitable, public corporation, used by Jehovah's witnesses to print and publish literature used, with which they preach the gospel, to join in a nation-wide assembly and convention to be held by Jehovah's witnesses in fifty-two (52) cities of the United States that would be tied in by telephone wires with the key city, Cleveland, Ohio.

That pursuant to such arrangement, the Dallas Company of Jehovah's witnesses, of which the defendant is a part, arranged to hold their assembly at Vickery Park, Highway 75, on Greenville Avenue, the City of Dallas.

Pursuant to such arrangements, plans were made to advertise the holding of said assembly and convention by means of distribution of placards, signs and handbills or leaflets, also the writing of letters of personal invitation. That one of the means employed by said Company of Jehovah's witnesses was to publicly distribute upon the public streets and sidewalks of the City of Dallas the leaflet marked Defendant's Exhibit No. 1. *The defendant would by walking along the sidewalks and handing the same to the pedestrians whom she met. She did this in an orderly and quiet manner, and without being offensive to anyone. She*

did not herself scatter or throw any of the leaflets upon the sidewalks, but handed them only to the pedestrians whom she met.

In the performance of this activity, the defendant acted as a duly ordained minister of Jehovah God, and as a duly [fol. 15e] qualified and acting representative and agent of the Watchtower Bible and Tract Society, and she possessed credentials attesting to such authorization and authority of such charitable publishing house. The following credentials marked Defendant's Exhibit No. 2.

(Said Exhibit so marked by the Reporter as Defendant's Exhibit No. 2, and herein copied as follows:)

DEFENDANT'S EXHIBIT No. 2

Front side—"Why is it that God permits "Christendom" to be distressed with war and attacks by the pagans, and with great sorrow and suffering to the people? What good purpose will this serve? There is an answer which will satisfy all honest persons. It is God's own answer from His Sacred Word. To know it will bring you great relief, comfort and good hope. Those whom Jehovah God sends forth as his witnesses are commissioned to bring His answer and message to all seeking the truth. In the face of hard times they are still able to offer this needed information in books, periodicals and recorded talks. The one presenting this can explain such provision, and it will be for your good and you are under no obligation to contribute any money. "The wise will hear."

Reverse side—"To Whom It May Concern: This is to certify that Ella Jamison whose signature appears below, is an ordained minister of Jehovah God to preach the gospel of God's Kingdom under Christ Jesus and that said person is one of Jehovah's witnesses. The Watch Tower Bible and Tract Society, created and organized and chartered by law to preach the gospel of God's Kingdom, sends [fol. 15f] forth Jehovah's witnesses to do this work as commanded by the Almighty God. Jehovah's witnesses are ordained and commissioned by God, and the signer of this card scripturally claims such ordination and commission, as set forth in the Bible at Isaiah 61:1, 2; Isaiah 43:9-12; Matthew 10: 7-12; Matthew 24:14; Acts 20:20; 1 Peter 2:21; 1 Corinthians 9: 16. Being one of Jehovah's witnesses, the signer must obey God rather than men. (Acts 3: 23; Acts 4: 19; Acts 5: 29) Jehovah's witnesses in obedience to God's

commandments, preach the gospel and worship Almighty God by calling upon people at their homes, exhibiting to them the message of the gospel of said gospel of said Kingdom in printed form. Bibles, books, booklets, and magazines are offered free to those that are poor, or on contribution, which contribution is accepted for the publishing of other literature so that the Word of the Lord may have greater circulation in all this world for a witness, giving other people the opportunity of learning of God's gracious provision for them. Said witness of Jehovah is doing this work of his ow- volit n and is bearing the testimony before the people in accordance with the provisions of the fundamental laws of this land and in obedience to God's commandment, which is supreme. Any kindness shown this witness of Jehovah will be greatly appreciated and is certain to call forth the blessing of the Lord upon the one showing such kindness. (Matthew 25: 31-46) The Society or its appointed representatives will be pleased to furnish authoritative proof as to whether the signer of this card is one of Jehovah's witnesses.

[fol. 15g] Watch Tower Bible & Tract Society, By N. H. Knorr, President.

Name Mrs. Ella Jamison
Address 1447 Claude St.
Dallas, Texas

That the defendant is a widow, aged 68, formerly a school teacher, that prior to 1906, she attended the Watch Tower Bible School, and received training in a Bible course of study, conducted for the purpose of preparing Jehovah's witnesses for the ministry. That she attended such school from 1906 to 1909, and that in the year 1909, she was duly ordained by an Elder of the Dallas Company of Jehovah's witnesses, which as a result of the consecration made, which was symbolized by water baptism, and which consecration and ordination, the defendant verily believes that she was required by commandments recorded in the Bible, to preach the Gospel, publicly, and from house to house, and upon the streets, as did the Lord Jesus Christ, and the Apostles as recorded in Acts 20: 20; 1 Peter, 2: 21, and other scriptures.

That instead of preaching orally, the defendant employs the printed page which contains regular sermons upon the

Bible, published by the Watch Tower Bible and Tract Society.

That the defendant engages in this work because, as [fol. 15h] above stated, she believes that it is her duty to do so, and that if she fails to thus preach the Gospel in this manner, she would be everlastingly destroyed as recorded in Ezekial 3: 18 and 19, Chapter 33: 8,9.

That the book "Children" which is described on the other side of this leaflet, and which the recipient of this leaflet was invited to obtain on the contribution of 25 cents, was distributed by the defendant in the event that any pedestrian whom she met inquired as to how he might obtain this book described on the leaflet. The book, "Children" and the booklet "Hope" are offered in evidence as Defendant's Exhibit No. 3 and 3a.

(Said book and booklet so marked Defendant's Exhibit No. 3 and 3a may be found in this statement of facts at Page —.)

If the party thus contacted and who inquired as to how this book could be obtained, contributed the 25 cents for the book, the defendant gave the booklet "Hope" as a premium and free of charge. That after one obtained the book and booklet in that fashion, the defendant mailed to the one thus receiving the book, a series of three study courses, enabling the one who obtained the book to properly study the same along with the Bible.

That the blue book "Children" cost the defendant 21 cents. That the booklet "Hope" cost the defendant one cent, and the cost of mailing the three study courses was four and a half cents postage. That this deficit between the amount contributed, and the amount expended, is taken [fol. 15i] care of by the defendant individually, because she desires to contribute her time and services, and a portion of her money toward the preaching of the Gospel, in order that people might obtain this vitally important message concerning her views of the Bible.

That the overall description of this literature is that it contains a series of discourses on the Bible, which shows that the Bible plainly proves that at this time there is substantial evidence coming to pass such as the totalitarian government overrunning the earth in wickedness and destruction, for the purpose of destroying all liberal governments as a part of a conspiracy to destroy the people's liberties, and that such circumstances plainly shows that the

people are now living in the time of the end when Almighty God will set up His Kingdom or the Theocracy foretold in Daniel 2: 44; Revelation 21: 1-5; and Matthew 24: 14.

That while the defendant did not actually distribute any of the books "Children" upon the street, this was because no one inquired of her concerning how they might obtain the book, but had they inquired, she would have distributed the books to them in the manner above indicated.

That this assembly which is advertised on this leaflet was a meeting of Jehovah's witnesses in the City of Dallas; also, the general public of the City of Dallas was invited to attend this assembly, where such general public who attended and also Jehovah's witnesses in attendance could [fol. 15j] receive and hear Bible discourses by speakers from the platform at Vickery Park and also, by telephone wire communications from Cleveland, Ohio. That the speech entitled and designated "Peace, Can It Last?" delivered by N. H. Knorr, President of the Watch Tower Society, actually was delivered at Vickery Park by means of telephone wire communications from Cleveland, Ohio, to those assembled.

That such speech, "Peace, Can It Last?" was also printed and a copy thereof was distributed free of charge to every person in attendance at such assembly. The printed transcription of that speech thus delivered, entitled "Peace, Can It Last?" is offered in evidence as Defendant's Exhibit No. 4.

(Said exhibit received in evidence and marked as Defendant's Exhibit No. 4, and same may be found at side Page 15-L of this statement of facts.)

There is now offered in evidence the Ordinance of the City of Dallas under which the complaint is drawn and filed, and the defendant prosecuted here, as Defendant's Exhibit No. 5.

DEFENDANT'S EXHIBIT NO. 5

Art. 140-7. Scattering handbills, etc.—It shall be unlawful for any person to carry or hold by hand or otherwise, any billboard, show card, placard or advertisement; or to wear any costume for the purpose of attracting attention [fol. 15k] of the public, or to scatter or throw any handbills, circulars, cards, newspapers or any advertising device of any description, along or upon any street or sidewalk in the city of Dallas. Any person violating any of

the provisions of this article shall be deemed guilty of a misdemeanor, and upon conviction, may be fined in any sum not exceeding one hundred dollars.

STATE OF TEXAS,
County of Dallas, City of Dallas.

I, Earl Goforth, City Secretary of the City of Dallas, Texas, do hereby certify that the above and foregoing is a true and correct copy of Art. 140-7 of the Code of Civil and Criminal Ordinances of the City of Dallas adopted by Ordinance No. 3251 passed by the City Council of the City of Dallas July 30, 1941 and correctly enrolled in ordinance book No. 31, page 634 of the ordinance records of the City of Dallas:

Witness my hand and the seal of the City of Dallas, this the 30th day of October, A. D. 1942.

(Signed) Earl Goforth, City Secretary of the City of Dallas, Texas. (Seal.)

[fol. 15] The defendant was requested to discontinue the distribution of these folders by the police officer arresting, and she refused to discontinue this distribution and stated to the officer that she was commanded to thus preach the Gospel, and she acted as did the Apostles in this regard, and after that, stated she would obey God rather than man, as recorded in Acts, 5: 25 and 4: 18, and that because she refused to discontinue the distribution of this leaflet when thus requested, the officer took her into custody and arrested her, and she was thus prosecuted.

It is hereby agreed between Counsel for the State of Texas, and Counsel for the Defendant, that the foregoing 12 pages of testimony constitutes a full and complete agreed Statement of Facts in this Cause.

W. K. Wilson, Counsel for the State. Tom S. Williams, Hayden C. Covington, Counsel for Defendant.

The foregoing pages of testimony examined, approved and ordered filed as the agreed Statement of Facts in this Cause.

Winter King, Judge of the County Criminal Court. Dallas County, Texas.

DEFENDANT'S EXHIBIT No. 4

[fol. 151-1] Peace—Can it Last?

When the "four horsemen" began their ride through the world in 1914, the nations and peoples painfully felt the steelshod hoofs of the fire-red horse. Its mad gallop was foretold in the Apocalypse in these words: "And there went out another horse that was red: and power was given to him that sat thereon to take peace from the earth, and that they should kill one another: and there was given unto him a great sword." (Revelation 6:4) That ride, bringing the bloody World War, seemed to come to an end in 1918, and the sword was sheathed in peace. A permanent peace it was hoped it would be. Now it can be seen that the peace was only a truce, a prolonged armistice. The fiery horse again charges furiously through the earth, and peace is taken away by a total war which dwarfs the World War in magnitude and destructiveness. The fond dreams of lasting peace have been shattered with a rude awakening. Why?

Men of affairs speak of this as a war for world domination. It is a violent clash between the parties to two sets of ideas, which ideas cannot for ever operate side by side on this earth. They are irreconcilable, and hence create a divided house of humankind. In view of what is coming [fol. 151-2] upon the world, it does no one any good to hide from ourselves the truth with the thought that by smothering the truth the way can be laid for getting together in peace. The great cry of the nations fighting totalitarian aggression is for FREEDOM. Said the great "Prince of Peace": "The truth shall make you free." Let us for freedom's sake not fear to face the truth. The candid truth then, is, that religion is at the root of the world's trouble. That fact stands out clearly to all who desire to see the truth and to order their course aright. Not only freedom, but life, is involved.

Careful students of history agree that since the so-called "Reformation movement" of four centuries ago the condition was set up and has existed that must at last break forth in an all-out war for world domination. As a result of that Reformation the religious organization in England, up till then bound to papal Rome, was nationalized and Britain became a nation religiously independent of the Vatican. Then followed the setting up and spread of the

British Empire to the ends of the earth. It has been a Protestant empire, and against it the Catholic empires of Spain and France have enviously dashed in vain. Added to that, in 1776 the American nation was born, a revolutionary democracy establishing a separation of religion and state, and hence it was a non-Catholic republic. Its ties with the British Empire have been natural, and, in spite of some disagreements, those ties have grown stronger [fol. 151-3] with time and world developments. Thus the civilization that the earth has known for the past three hundred years has been held together and dominated by two Protestant and non-Catholic world powers of democratic ideals. For this reason democracy has been associated with Protestantism and the clergy have stirred up great prejudice against it in Catholic lands.

Down till the Reformation the Catholic civilization alone dominated, which method of life and rule was marked by absolute, autocratic governments backed and blessed by the clergy of a totalitarian Hierarchy. That totalitarian religious system demanded unquestioning obedience and submission to the will of the Hierarchy, and it allowed for no democracy and freedom of worship according to the written Word of God. This explains the action of the Vatican's head in 1849 when he called in the armies of the French to overturn the republic which freedom-loving Italians set up in Rome that year. It explains the undercover dealings of the Vatican through its nuncio to Germany, now pope, whereby the Nazi chieftain, a baptized Catholic, was maneuvered into power as dictator in Germany and a concordat with the Vatican was made and the German Republic was destroyed. It explains also why the Vatican and its Hierarchy in Spain and in America approved the rising up of a rebel to overthrow the Spanish Republic with the aid of the Nazii and Fascist dictators having concordat relations with Vatican City. It explains further why, after the [fol. 151-4] Japanese began their assault, in 1937, for the conquest of the Chinese Republic, the Vatican sent out instructions to its missionaries in China to persuade the Chinese to submit to Japanese control. It explains why the French Republic was sold out, in 1940, and a devout member of the religious organization was made chief of state, abolishing "Brotherhood, Equality and Liberty" and erecting a Fascist state.

Moreover, it explains why religious influence was back of the Civil War of 1861 and the Vatican made overtures with the head of the Confederacy, reaching a shocking climax in the assassination of Abraham Lincoln, who belonged to no religious organization but stood solidly by the Holy Bible. It explains, finally, the reason for the outbreak of religious intolerance in America in 1940, Hitler's great year, and the mob violence incited by the said religionists against Jehovah's witnesses, who believe in the righteous principles of this Republic's Constitution and who expose the schemes and efforts of the religious-totalitarian combine for world domination.

It is vital to the carrying on of democracy, therefore, for the rulers of the nations to have in mind the foregoing truths when they listen to the words of an outstanding archbishop of America who speaks for Vatican City. Speaking at Columbus, Ohio, in February, 1942, on the subject "How Can Peace Come to the World?" this Hierarchy [fol. 151-5] spokesman said: "The enemy most feared by the dictators of nations and by all totalitarian governments is the Catholic Church. The democracies of the world have no reason to fear the church. History gives them no justification for suspicion • • • With the prophetic Pope Leo XIII let us say: 'Christ our Lord must be reinstated as the ruler of human society.'" (Cincinnati *Times-Star*, February 24, 1942) The sacred Scriptures and the facts of history prove that Christ Jesus has never yet been the "ruler of human society". Therefore the proposed 'reinstatement' means really the restoration of world domination of the religious head at Vatican City who claims to be the "vicegerent of Christ". The unchanging policy and purpose of that most powerful religious organization, the very heart of it, is, WORLD DOMINATION by it as being necessary to world salvation, because it claims itself to be the visible representative of Christ's kingdom. The violent, un-Christian means used by that religious organization to gain its position of world domination have never let this earth enjoy an enduring peace.

The inspired phophecy of Daniel, chapter eleven, foretold this present conflict as a war between the totalitarian "king of the north" and the democratic "king of the south". It points out the totalitarian world power as the aggressor in the grab for world control in the "time of the end". Since 1914 the world has been in its "time of the end", with

the FINAL END yet ahead. Exactly how long the raging total [fol. 151-6] war would continue the Scriptures do not seem to show. By some religionists this war has been named "Armageddon". Others, observing the theater of the battle getting near to Megiddo in Palestine, ask: "Are we facing Armageddon?" The Scriptures are plain that the final battle of Armageddon is one far more stupendous that a fight between "the king of the north" and "the king of the south"; it is a universal war, a fight between worlds. In it the entire present evil world will be destroyed and the new world of righteousness which Almighty God establishes by Christ Jesus will bring peace, prosperity and life to this war-racked earth. Hence this international war is not the "battle of that great day of God Almighty".—Revelation 16: 14-16.

Before Armageddon comes, the Scriptures show, a peace must come. Hence it is proper that the problems of such peace be now considered. War problems at present engross the nations, and no true Christian will get in the way of those concerned therewith. But the war precedes a peace; and in a radio address at Philadelphia, broadcast around the world, concerning postwar leadership, the attorney general of the United Sates said (July 3, 1942): "It seems to me a wholesome thing that men are thinking in 1942 of ways to win a peace, and acting on their thoughts —yes, even now, while the war is yet to be won. It means that at last the realization has come to us that world war and world peace cannot be dissociated as parts of the same [fol. 151-7] great upheaval. The problems of peace and of war are interdependent." (New York *Times*, July 4, 1942) Shortly thereafter the ex-president of the nation said in a broadcast from San Francisco: "Whatever the modifying views of our associates in war may be, Americans should have formulated the kind of peace that THEY want. They must make up their minds BEFORE the war ends; otherwise others will make the peace, and not us." (New York *Times*, July 13, 1942) And in his recent book, on "The Problems of Lasting Peace", it is written: "The purpose of this war, the most terrible of three centuries, is to make a lasting Peace. We must first win the war. But we will not win lasting peace unless we prepare for it. And we can prepare only by full and free public discussion, by the cold surgery of analysis." In May it was revealed that thirty-five government agencies were then engaged in post-

war planning. (Stated by T. E. D., May 9, 1942) International discussions, and likewise public forums, are being held on postwar problems.

Therefore the question is a timely and urgent one, "Peace —Can It Last?" The answer depends upon how the peace problems are solved. The greatest religious head in "Christendom" claims it his right to hold the world domination, and he is moving to exercise his power and influence in the peace conference, even offering the Vatican in which to hold it. By reason of his concordat with the Fascist dictator [fol. 151-8] of Rome in 1929 he is now a temporal ruler as well as a religious one. The Hierarchy and the religious population which he rules as god declare that the Peace Treaty of 1919 failed because the pope was not in on it. He now appears in a peace role, pluming himself for a suitable place or voice in the coming Peace Conference. If he gains it, and if the Treaty of Vienna of 1815 is followed as to primacy of diplomatic representatives, then he or his official representative should preside as the "dean" of all the conferees. Says one of his American archbishops: "The only enduring peace that will restore the world to sanity and to a sense of the dignity of human personality is the peace of Pope Pius XII." And a monsignor in a radiocast from Washington, D. C., says: "He [that is, Pacelli] whose name is rooted in peace will be the one who will restore peace to the world; for when peace does come it will come, not in the way the world expects or plans it, but in an utterly unsuspected way."—Mgr. F. J. S., February 8, 1942.

A United Press dispatch of July 15, from Vichy, France, was therefore of peculiar interest to Americans who believe only in peace by victory, and no negotiated peace with a gangster, and which dispatch reads: "Diplomatic circles said tonight that the Vatican was preparing a peace encyclical, to be published in mid-August, defining Pope Pius XII's ideas of a basis for a negotiated peace and postwar world planning." An earlier United Press dispatch from [fol. 151-9] Vichy, which apparently had some bearing on this report, was completely censored out except for the statement that 'there was a noticeable rapprochement of the Vatican and non-Catholic powers' recently.'" (New York *Times*, July 16, 1942) Whom these "non-Catholic powers" include can be surmised, when this fact is remembered, that despite the break between Italy and the United States

the secretary of the personal envoy of the president is meantime acting as the representative of this country to the Vatican.

The political statesmen of the world are also looking ahead to the peace, anxiously. Some fear the peace worse than they do the war, fearing for a great postwar slump, unemployment, dislocation of industry, communications' breakdown, international debt tangle, anarchy and revolutions in various places, famine and pestilence, and other evils. They hope that the mistakes and blunders of 1919 and following years will not be repeated. A great struggle is foreseen to "lift the living standards from one end of this planet to the other". The Nazi dictator has led his hordes on in world aggression with the promise of, to quote him, "a social state which must and shall be a model of perfection in every sphere of life"; and the pope has published to the world a five-point program for world peace.

Those of a democratic mind hope for a United States of the world, a "family of nations", a "world association" [fol. 15!-10] based on the United Nations, including a "world legion". Says one spokesman: "An international constitution and government will be a postwar necessity." Others argue for a "World Bill of Rights". Others say the evidence shows that the hopes of the world are for the League of Nations again; and one college official says that the World Court for international arbitration must be made the key in a revived League. One of the president's own cabinet members says: 'A world organization, with the United Nations as its base, will determine the peace, and the postwar world will be policed by the allied powers.'

The vice-president declares: "The century • • • which will come out of this war can and must be the century of the common man"; and another cabinet member forecasts "the people's century". A professor of economy says that the new world which men hope to build will be "the world of the common man". Of like mind are those who speak of a "democratic revolution" throughout the world. Others warn of great difficulties in the way of "any attempt to force personal liberty and representative governments upon nations". The indisputable facts speak loudly to agree that the great obstacle to world domination by the democratic way of life is the totalitarian religious system with its headquarters at Vatican City. All in all, the trend of the nations is plainly toward the federation of all into a world

government that will be stronger than any of its parts, with power to enforce international law and to guarantee [fol. 15l-11] peace and security everywhere by an international police.

Those rulers and representatives of the people charged with the task of arranging the postwar conditions have a tremendous responsibility, not only before the people, but also before the great Universal Ruler, Jehovah God. The destiny of the nations and of the peoples is linked up therewith. Rightly the people are interested and deeply concerned; they do not want to be disappointed in the peace that will be made. Having fought and endured the hardships and privations of the war, they are entitled to know what to expect. It stands admitted that lasting peace and a "guarantee of permanent safety after the war" are promised and honestly desired and planned for by sincere men in authority. But who can give unfailing assurance that the peace made by imperfect men will work and lead to realizing all the fond hopes held forth?

There is only one authoritative answer to this vital question. It is Jehovah God's own infallible answer. His answer is recorded in the sacred Bible, the Book which is being overlooked and not consulted by the men of the world in all their proposals and plans for peace. Concerning this course the scripture says: "The wicked shall be turned into hell, and all the nations that forget God." (Psalm 9: 17) And, "There is a way that seemeth right unto a man: but the end thereof are the ways of death."—Proverbs 16: 25.

[fol. 15l-12] By the spirit of the Lord God his answer is made clear for explanation at this end of the world, in order that men of good-will may be guided into true peace without end and may avoid the snares of destruction. Nothing could be more pressing upon us than to consider God's answer now, before it is too late. The apostle calls Jehovah the "God of peace". (Romans 16: 20) Through the Beloved Son, whose "name shall be called • • • The Prince of Peace", Jehovah God gives a direct answer in the last book of the Bible, which book the Giver says shows "things which must shortly come to pass". (Revelation 1: 1) It shows the great obstacle to lasting peace, and who shall establish the desired peace by removing the centuries-old hindrance thereto. Concerning God's dominant part in the building of peace the Almighty One declares, at Isaiah

45:7: "I form the light, and create darkness; I make peace, and create evil [calamity]; I am Jehovah, that doeth all these things." (*Am. Rev. Ver.*) There can be no enduring peace except that which is made and approved by Him. It has been and will again be the mistake of short-sighted, self-conceited men to 'cry Peace'; "when there is no peace." —Jeremiah 8:11.

The great issue, which rises above all others in importance, is that of UNIVERSAL DOMINATION. That is to say, Who is supreme in the universe and who shall rule it? Who is the Most High and Almighty God? That issue was raised by the great rebel and adversary of Jehovah and who is [fol. 151-13] therefore called "Satan the Devil". The question for determination was raised by him in the days of Eden and in connection with perfect man on earth. Now, since 1914, by the casting of Satan and his demon organization out of their heavenly position and down to the earth, the issue has been forced for a showdown and is being pressed for a settlement right here at the earth. Hence at the earth the great battle of Armageddon will be fought. Therefore that battle is mightier than a mere total war between nations, and the destiny of the nations will be determined for all time by where or on whose side they stand in that universal conflict. This "battle of that great day of God Almighty" will put an end to all dispute over who shall rule the earth, Jehovah God or Satan the Devil.

The flood of Noah's day was a display of what God can do at the battle of Armageddon, and the Son of God said that 'as it was in the days of Noah, so shall it be also in the days of the Son of Man'. (Matthew 24:37-39) The Flood made a clean sweep of all the wicked on earth. Why, then, did not the earth remain righteous? Because the Devil and his demon hosts were permitted to remain; and this God permitted in order to test the integrity of men toward Him. Hence, when the race began to multiply, the Devil caused rebellion to break out among men in defiance of the Theocratic law of man's Creator. The leading organization in that breakaway from submission to the law of God was religious Babylon, which was a totalitarian organiza- [fol. 151-14] tion founded by Nimrod its king. The Babylonians hailed and idolized him as mightier than Jehovah. The native meaning of the name "Babylon", or "Bab-il", is "The gate of god", thereby referring to Satan the Devil as the contender against Jehovah's universal domination.

But Jehovah God called the organization "Ba-bel", which means "confusion".

From the start Babylon was organized for Satan, "the prince of this world," and was the enemy of the Most High God, Jehovah. Hence Babylon was and is used in the Bible as a symbol of the entire organization of Satan, who is the unfaithful Lucifer. Against the invisible ruler of that wicked organization Jehovah's prophet Isaiah was inspired to say: "Thou shalt take up this proverb against the king of Babylon, and say, * * * How art thou fallen from heaven, O Lucifer, son of the morning! how art thou cut down to the ground, which didst weaken the nations! For thou hast said in thine heart, I will ascend into heaven, I will exalt my throne above the stars of God: I will sit also upon the mount of the congregation, in the sides of the north: I will ascend above the heights of the clouds: I will be like the Most High."—Isaiah 14: 4, 12-14.

The foundation for ancient Babylon on earth was religion, and religion was made most prominent therein, as its mighty temples showed. Its ruler was a devout practicer of demonism, and united in himself religion and state. Therefore Babylon was also used as a symbol of that which is the [fol. 15l-15] chief link or binding tie between the invisible demons and men on earth, namely, organized religion, which is demonism. The famous British cardinal Newman, in his *Essay on Development*, frankly states that his religious organization undertook to "transmute the very instruments and appendages of DEMON-worship to an evangelical use" and that religion's many formalisms and knickknacks not mentioned in the Bible, "are all of pagan origin, and sanctified by their adoption into the [Roman Catholic] Church". The Protestant systems of Western Europe and America recognize that religious organization as their "mother", and so speak. In Scripture Babylon is symbolized as an unclean woman, and therefore the same symbol applies to "organized religion". The aim of ancient Babylon was world domination, and found its greatest fulfillment in the days of King Nebuchadnezzar, the mighty practicer and patron of religion. What powerful religious organization is it today that has as its declared aim the world's domination and commands all men to be subject to its religious head for their salvation? There is only one answer, and that is, The one which is still the mightiest religious organization in "Christendom" and in all the earth. There-

fore "organized religion" of "Christendom", both the mother system and the daughters thereof, seeks to occupy the position foretold at Revelation 17: 18, 15, which reads: "And the woman which thou sawest is that great city, which reigneth over the kings of the earth. * * * The [fol. 151-16] waters which thou sawest, where the whore sitteth, are peoples, and multitudes, and nations, and tongues."

Note now the Scriptural answer to our question concerning peace as given by the great Revealer of secrets in Revelation, chapter seventeen. The World War was stopped in 1918. The implement that was then prescribed and provided to maintain the peace was the League of Nations with its World Court, which, eventually, was joined by fifty-seven nations of the world. The United States did not join the League, but did become a member of the World Court and also signed the Kellogg Peace Pact of 1928 renouncing war as a means of settlement of controversies. This League was hailed by the Protestant federal council of religious organizations of America as "the political expression of the Kingdom of God on earth", but it was not so styled by the religious ruler at Vatican City. By the London Treaty of 1915 between Italy and Britain he was shut out of the peace conference and had no direct part in the creation of the League of Nations. It was therefore never popular with the chief religious organization on earth, because she could not ride it. Her past history shows, however, that anything which she can use, even be it the very things of demonism, she will sanctify to her use. Will she yet sanctify the League?

The League of Nations, with world power and authority and fifty-seven members, was a scarlet-colored political creature, new and unusual but imaging in respects the seven world powers of human history. It combined also the living relics of all seven of them. It is therefore an [fol. 151-17] added world power, the "eighth" one. In the prophecy of Daniel a political governing creature or organization is symbolized by a beast. In harmony therewith, the League of Nations is symbolized, in Revelation 17: 3, as a "scarlet coloured beast, full of names of blasphemy, having seven heads and ten horns". No crowns or diadems are mentioned as on its heads or horns, because separate national sovereignties are given up in the interest of world unity.

As for its names of blasphemy, "blasphemy" here means the ascribing to men that which belongs to God or which Almighty God alone can do. In connection with this association of nations, it is noted that its creators and backers make for it promises that it will do what God's Word plainly declares only his Theocratic Government or Kingdom by Christ Jesus will do. Thereby these false political and religious prophets paste the beastly creature with "names of blasphemy". Thereby they cause it to "stand in the holy place", "where it ought not." (Matthew 24:15; Mark 13:14) This desolates men's faith in God and in his ability to fulfill His promises. It makes men forget God and fills them with a contempt for His Word and power. In their glorifying of self-help and in their self-conceited effort to run ahead of God and to capture the glory for themselves, they trample on His Word and put themselves in opposition to God and his kingdom and are guilty of creature-worship. Rejecting the Word of the Lord, what wisdom is in them? (Jeremiah 8:9) They have no vision of Jehovah's Righteous Government by Christ, [fol. 151-18] and the result is disastrous to the people. "Where there is no vision, the people perish," says the proverb.—Proverbs 29:18.

The League of Nations was a composite or collective creature, a descendant of and a summing up of the previous seven world powers. Concerning it God's Word says: "And the beast that was, and is not, even he is the eighth, and is of the seven, and goeth into perdition." (Revelation 17:11) It can now be said that the League "was, and is not". What is the reason therefor? The League, as it was, operated under the domination of the seventh world power, the British Empire, which is a democratic and Protestant world power such as the world had never seen before. That was the wrong management to please the mighty religious organization hungering for world dominance. Immediately after the League's establishment Catholic Action was organized world-wide, but particularly in the United States, which was independent of the League. Then Fascism and Nazism were organized and maneuvered into power, and seized control in Italy and Germany.

Seven years after putting the liberal government to the side, the Fascist dictator signed a concordat with the Vatican, and Vatican City was made a political state, demanding political recognition by all nations of earth. Four years

later, with the help of Catholic Action, the Nazi leader abolished the German Republic and signed a concordat with the head of his church. This was followed by acts of contempt of the League, sabotaging it. Japan began her aggressions against China, a League member. The Nazi dictator treated the Versailles Peace Treaty like a scrap of [fol. 151-19] paper, and resigned from the League. The Fascist dictator committed his assault upon Ethiopia, a League member, and, because peeved at the League's treatment, he resigned therefrom. Japan also resigned from it. Russia was dropped from the League. Then the Nazi dictator assaulted other League members, Austria, Czechoslovakia, Poland, and others, including the League's main pillar, the island stronghold of Britain. On November 20, 1940, at Vienna, the Axis Powers and Japan and Hungary signed a "new League of Nations", and four days later the Vatican broadcast a mass and a prayer for a religious peace and for a new order of things. With Switzerland like a tiny island in the midst of countries weltering in total war, and with invasion and partition of Switzerland being threatened, the League palace at Geneva was obliged to shut up. Though forty members still profess to adhere to the League, the League is in effect in a state of suspended animation, and needs to be revived if it is ever to live again. It has gone into the abyss of inaction and ineffectiveness. It "is not".

Will the League remain in the pit? Again the Word of God gives answer: "The beast that thou sawest was, and is not; and is about to come up out of the abyss, and to go into perdition. And they that dwell on the earth shall wonder, they whose name hath not been written in the book of life from the foundation of the world, when they behold the beast, how that he was, and is not, and shall be present." (Revelation 17:8, *Am. Rev. Ver.*, margin) The association of worldly nations will rise again. The fight between "the [fol. 151-20] king of the north" and "the king of the south", being for WORLD domination, makes such an outcome of this total war unavoidable. The necessities of meeting the totalitarian aggressions and stopping them are forcing the nations to that final confederation of nations for the new order, whatever its form. A prominent New York clergyman recently said (July 19, 1942): "It is a world family now or else collective suicide. Something in the very nature of things is forcing us to that; something greater than ourselves is after

us. Turn anywhere one will, one sees this." (New York *Times*)

But mark this: The prophecy shows that when the "beast" comes out of the abyss at the end of this total war it comes out with the woman "Babylon" on its back, or she climbs upon its back as soon as it gets out. That means that "organized religion", and this time the religious organization with headquarters at Vatican City, will ride and exercise guiding influence over the League beast. To this day the Vatican has not canceled its concordats with the Nazi and Fascist dictators, and in May of this year it opened diplomatic relations with the sneak attackers of Pearl Harbor and has ignored the several protests of the United States Department of State thereat. The pope's five-point program calls for the Vatican's free action without interference as one of the requirements of his "new order founded on moral principles". Likewise the United Nations opposing the totalitarian powers voice their pledge of freedom of religion as one of the four freedoms to be secured when peace comes. The repeated cries and demands of politicians and religionists for "More religion!" make certain that [fol. 151-21] religion will ride the peace beast. The personal envoy sent by the president of the nation to the Vatican to work together with the religious chief for peace is another forerunner of the courtesy and deference that will be paid to the "woman" named Babylon when the total war ends. Her intercourse then with the rulers of the world will satisfy her worldly desires, and she will pronounce the peace arrangement a "peace of Christianity", another one of those "names of blasphemy" tacked on the "beast".

The question now comes up for answer, Will religion guarantee that the man-made peace will last? When "organized religion" climbs upon the back of the beast, then she is guilty of her last act of spiritual fornication with the world, and then her final judgment begins. Concerning this the prophetic record says: "Come hither; I will shew unto thee the judgment of the great whore that sitteth upon many waters: with whom the kings of the earth have committed fornication, * * * And I saw a woman sit upon a scarlet coloured beast, full of names of blasphemy, having seven heads and ten horns. And upon her forehead was a name written, MYSTERY, BABYLON THE GREAT, THE MOTHER OF HARLOTS AND ABOMINATIONS OF THE EARTH." (Revelation 17:1, 2, 3, 5) Whatever

peace the religious woman enforces between the nations, the vital question is, Will she lead the rulers and nations into the peace with God? Let no one be deceived by the claims and boasts of "organized religion"; for God's Word answers, No. She will lead in a peacetime WAR against the Lamb of God, Christ Jesus the King, and the "peace" beast [fol. 151-22] will charge where she drives it. Under her influence the rulers, or the ten horns of the beast, do not give their power to the Lamb. The prophetic record reads: "And the ten horns which thou sawest are ten kings, which have received no kingdom as yet [because not yet "blessed" by the woman Babylon]; but receive power as kings one hour with the beast. These have one mind, and shall give their power and strength unto the beast." Then what? "These shall make war with the Lamb, and the Lamb shall overcome them: for he is Lord of lords, and King of kings: and they that are with him are called, and chosen, and faithful."—Revelation 17:11-14.

Outstanding statesmen of the world have frequently referred in public to the battle of Armageddon and to the nations' being gathered there, but have failed to mention that the record at Revelation 16:14-16 says it is the wicked DEMONS that are the powers doing the gathering. With such information available to them, the nations should have put themselves on guard against all demonism, which is religion. But they have not done so. They have fallen for and now demand "More religion", and religion is demonism and against Jehovah God and his Theocratic Government. What has religion done to stop the march of the nations to Armageddon? Nothing; absolutely nothing! It has marched right along with the nations and blessed them in their course. The superhuman demons are not leading the nations to peace, but to war and destruction. With demons influencing the course of the nations there can never be a permanent peace. Before the flood of Noah's day the earth [fol. 151-23] was filled with violence, which was due to the demons, and then suddenly the end of that old world came. Is the greater violence now the sure sign of the FINAL END at hand? In the light of the Scriptures, Yes! and it is time for the nations to take note that religion's ambition, under the lead of the Vatican's Hierarchy, to dominate the earth is but the demons' idea and purpose to tighten control of this earth and its people and thereby hold control of all in

opposition to Jehovah God and in denial of His universal domination!

"War with the Lamb" means that under the guidance and influence of "organized religion" the nations will forget Jehovah God and his Theocratic Government by Christ Jesus. They will choose to rule themselves under the sanction and blessing of the "woman" Babylon. That is an abomination to Almighty God, because it is in opposition to Him. How will such an "abomination of desolation" make war with the Lamb? By continuing their present hatred and persecution upon those who are with him, that is, on his side, namely, the "called, and chosen, and faithful". (Acts 5:38, 39) That means, while guaranteeing religion they will oppose true Christianity. They will continue to take action against Jehovah's witnesses and their companions who announced Jehovah's kingdom under Christ and who refuse to get on the 'peace beast' and to ride along with religion. Incensed at the persistent proclamation of God's kingdom, and because it shows up the false, hypocritical position of the religious "New World order", the beast with all its heads and horns, and with the "woman" Babylon spurring it on, will make a desperate try at goring [fol. 15l-24] and trampling to death the Kingdom proclamation. By force it will succeed in stopping the preaching thereof. But Christ Jesus warned that when this witness work is finished, and when Almighty God permits it to be stopped by the "woman" and the beast, "then shall the end come" for them.—Matthew 24:14.

With Jehovah's witnesses put under complete restraint for disturbing the sensibilities of religionists and totalitarian statesmen, the "new order" rulers will cry "Peace"; but there will be no peace, that is, none with Jehovah God and his Lamb, "the King of kings." God's Word warns: "When they shall say, Peace and safety; then sudden destruction cometh upon them, as travail upon a woman with child; and they shall not escape." (1 Thessalonians 5:3) Once again we ask the leading question, "PEACE—CAN IT LAST?" and God's definite answer is, No! Man-made peace under religion's "blessing" will be very short-lived, and political kings and rulers will not long enjoy it. The record says they "receive power as kings ONE HOUR with the beast". "One hour," with God, denotes a very brief time; and suddenly those ten horns and the beast will go into perdition, not peacefully, but violently, at the battle of Armageddon.

This time the beast and its heads and horns will go, not into the "bottomless pit", but into the "lake of fire and brimstone", to be utterly consumed and destroyed.—Revelation 19:20; 20:10.

But what shall befall the "woman Babylon", "organized religion," riding the beast? At the end of that "one hour" of the rulers with the beast, they will be forced to see the [fol. 151-25] hypocrisy of religion and that it deceived them with false hopes and led them into a hopeless position with destruction as the only outcome. The prophetic word reads: "And the ten horns which thou sawest, and the beast, these shall hate the harlot, and shall make her desolate and naked, and shall eat her flesh, and shall burn her utterly with fire. For God did put in their hearts to do his mind, and to come to one mind, and to give their kingdom unto the beast, until the words of God should be accomplished." (Revelation 17:16, 17, *Am. Rev. Ver.*) Will the religionists and all other persecutors of Jehovah's witnesses take note, please, that it is not Jehovah's faithful witnesses that will thus violently break up "organized religion"? The world powers will do it, the very ones with whom religion is committing spiritual fornication by making common cause with them against Jehovah's Theocracy and those who bear witness to it.—Ezekiel 16:28-43; 23:17-31.

"Organized religion," called "Christendom", has professed to be the city called by God's name and has thus deceived the rulers and their subjects. What shall happen to the nations and their association for world peace when the Lord God by Christ Jesus suddenly begins the Armageddon fight and divides the forces of his enemies and then the "ten horns" overthrow "organized religion"? The "horns" will not thus act out of love for Christianity or for The Theocracy. Jehovah God thereby executes his judgment upon "organized religion", and to her destroyers he holds out the cup of destruction and says: "Ye shall certainly drink. For, lo, I begin to bring evil on the city which is [fol. 151-26] called by my name, and should ye be utterly unpunished? Ye shall not be unpunished: for I will call for a sword upon all the inhabitants of the earth, saith the LORD of hosts. Thus saith the LORD of hosts, Behold, evil shall go forth from nation to nation, and a great whirlwind shall be raised up from the coasts of the earth. And the slain of the LORD [Jehovah] shall be at that day from one

end of the earth even unto the other end of the earth."—Jeremiah 25:28, 29, 32, 33.

Thus once and for all time the primary issue will be settled, Shall the earth be included in Jehovah's universal domination or shall it continue under "Babylon", which is Satan's organization? Satan and all his organization, visible and invisible, will be destroyed at Armageddon, and the issue will be closed in eternal vindication of Jehovah's name. Before going down into destruction the nations shall be made to know that He is Jehovah.—Ezekiel 38:23; Zephaniah 3:8.

With the early fate of the "woman" Babylon, or "organized religion", set forth so clearly in God's sure word of prophecy, the warning cry is sent out to the people who seek life and endless peace and who desire to be God's people: "Babylon the great is fallen, is fallen, and is become the habitation of devils, and the hold of every foul spirit, and a cage of every unclean and hateful bird * * * Come out of her, my people, that ye be not partakers of her sins, and that ye receive not of her plagues. For her sins have reached unto heaven, and God hath remembered her iniquities." (Revelation 18:2, 4, 5) This is no time to be deceived. Religion's domination in the coming peace of the so-called "new order" will cause the majority of earth's [fol. 15l-27] dwellers to wonder in admiration of the "beast" of world organization for peace. The fate of such for refusing God's truth and warning is stated in these words: "And they that dwell on the earth shall wonder, whose names were not written in the book of life from the foundation of the world, when they behold the beast that was, and is not, and yet is."—Revelation 17:8.

The faithful witnesses of Jehovah God will not wonder and be deceived. They will plow right on through the persecution and opposition, keeping on preaching His Theocracy by Christ Jesus and the new world of righteousness and peace which it shall bring in, until the witness work is finished and the final end comes. The people of good-will who now heed the Kingdom message of the Good Shepherd will likewise not be deceived and wonder at and admire the "abomination of desolation" as it stands deceptively in the "holy place" of God's Righteous Government. In the choice between the "beast" ridden by the "woman" Babylon and "The Lamb", they choose Jehovah's "Lamb", who is "King of kings, and Lord of lords". They come

out from Babylon, leaving her and the "beast" and its "horns" to their destiny at God Almighty's hands. They without delay heed the warning and instruction of the King, who foretold the appearing of the counterfeit makeshift for peace and said: "When ye, therefore, shall see the abomination of desolation, spoken of by Daniel the prophet, stand in the holy place, (whoso readeth, let him understand:) then let them which be in Judaea flee into the mountains: for then shall be great tribulation, such as was not [fol. 151-28] since the beginning of the world to this time, no, nor ever shall be."—Matthew 24:15, 16, 21.

Only those who flee to the "mountains" designated by the King will survive that greatest of all tribulations, Armageddon, and enter into the righteous new world of peace without end. Only such will have their names written in the book of life from the foundation of the new world. To them, the "other sheep", the Good Shepherd and King will say: "Come, ye blessed of my Father, inherit the kingdom [blessings] prepared for you from the foundation of the world." (Matthew 25:34) The only "mountains" to which to escape for protection and for survival unto life everlasting are Jehovah God, the great "Rock of ages", and Christ Jesus, the 'express image of the Father's person'. (Isaiah 26:4, *Am. Rev. Ver.*, margin; Hebrews 1:3) Jehovah's prophecy by Daniel likens His Theocratic Government by Christ Jesus to a "great mountain" that "filled the whole earth". But first that heavenly Government breaks in pieces and removes for ever the great obstacle to lasting peace on earth, namely, Satan's mighty organization and its religion. Instead, Jehovah's Government shall "stand for ever".—Daniel 2:35, 44, 45.

Concerning the King of Jehovah's Theocratic Rule it is written: "And the government shall be upon his shoulder: and his name shall be called Wonderful, Counsellor, Mighty God, Everlasting Father, Prince of Peace. Of the increase of his government and of peace there shall be no end, • • • The zeal of Jehovah of hosts will perform this." (Isaiah 9:6, 7, *Am. Rev. Ver.*) Concerning the peacefulness of his reign world-wide it is further written: "The mountains [fol. 151-29] shall bring peace to the people, and the little hills, by righteousness. In his days shall the righteous flourish; and abundance of peace so long as the moon endureth. He shall have dominion also from sea to sea, and from the river unto the ends of the earth." (Psalm 72:3,

7, 8) Concerning the freedom from war, freedom from want, and freedom from fear on the part of those who survive Armageddon and enter the new world under The Theocracy it is written: "Nation shall not lift up a sword against nation, neither shall they learn war any more. But they shall sit every man under his vine and under his fig tree; and none shall make them afraid: for the mouth of the LORD [Jehovah] of hosts hath spoken it."—Micah 4:3, 4.

Fuller information regarding the blessings of peace and righteousness and endless life on earth under God's kingdom you will find in the new book, released here at this Assembly for the first time, entitled

"THE NEW WORLD".

The above is the text of the speech "Peace—Can It Last?" delivered by the president of the WATCH TOWER SOCIETY, Sunday, September 20, 1942, at the public meeting of the New World Theocratic Assembly. This unique Assembly included more than eighty simultaneous conventions in cities in America, British Isles, Sweden, Central and South America, West and South Africa, and Hawaii. The president spoke at the key convention in Cleveland, Ohio, and his speech was conducted by a network of telephone lines direct to like conventions in fifty-one other cities in the United States, besides being radiocast over WBBR. The combined attendance in the United States at the lecture was 126,000. The speech is here published in behalf of the millions of persons of good-will who did not hear.

[fol. 16] IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

[Title omitted]

AMENDED MOTION FOR A NEW TRIAL—Filed November 7, 1942

Now comes the defendant in the above entitled and numbered cause and with leave of court first had and obtained files and presents this her amended motion for a new trial and as grounds therefor says:

1. The judgment of the court is contrary to the law.

2. The judgment of the court is against the evidence, is not supported by any evidence or law.

3. The court committed reversible error in overruling defendant's motion to quash the complaint.

4. The court committed reversible error in overruling defendant's motion for a finding of not guilty and for a judgment of acquittal filed at the close of the case.

5. The court committed reversible error in failing to hold that the ordinance on its face and as construed and applied is violative of the federal constitution in that it abridges defendant's rights of freedom of assembly, the use of the public streets and sidewalks, of speech, of press and of worship of Almighty God according to the dictates of her conscience and as commanded by Jehovah God, all contrary to the First and Fourteenth Amendment to the United States Constitution.

6. The court committed reversible error in failing to hold that the ordinance on its face and as construed is void because it is in excess of the police powers of the State of Texas and the City of Dallas and is unreasonable and arbi-
[fol. 17] trary in the *the* means employed which have no reasonable relation to the ends aimed for nor the police powers of the state and by reason thereof is violative of the due process and equal protection clauses of the Fourteenth Amendment to the United States Constitution.

Wherefore, defendant prays that this court set aside the judgment heretofore rendered herein and grant the defendant a new trial herein.

(Signed) Hayden C. Covington, (Signed) Tom S. Williams, Attorneys for Defendant.

[File endorsement omitted.]

IN THE COUNTY CRIMINAL COURT OF DALLAS COUNTY

[Title omitted]

ORDER OVERRULING MOTION FOR NEW TRIAL—November 7, 1942

On this the 7th day of November, A. D., 1942, came on to be heard and considered the defendant's motion for new trial, as amended and filed with leave of court, and the court, after having heard and considered argument of coun-

sel thereon, is of the opinion that said amended motion for new trial should be overruled; and,

It is hereby accordingly Ordered, Adjudged and Decreed by the Court that the defendant's amended motion for new trial be and the same is hereby in all things overruled, to which action of the court the defendant excepted.

[fol. 18] (Signed) Winter King, Judge of the County Criminal Court of Dallas County, Texas.

In County Criminal Court of Dallas County

[Title omitted]

Petition for Appeal, Statement, Assignments of Error and Prayer for Reversal—Filed November 7, 1942

Petition for Appeal

Considering herself aggrieved by the final decision of the County Criminal Court of Dallas County, Texas, in the above entitled cause, the appellant herein, Mrs. Ella Jamison, hereby prays that an appeal be allowed to the Supreme Court of the United States herein, and for an order allowing same and fixing the amount of the bond thereon,

Statement

This case is one in which the validity of state legislation is drawn in question to-wit, an ordinance of the city of Dallas, Texas, known as Article 140-7 of Ordinance No. 3251 reading as follows:

"It shall be unlawful for any person to carry or hold by hand or otherwise, any billboard, show card, placard or advertisement or sign of any description for the purpose of advertising, or to wear any costume for the purpose of attracting attention of the public, or to scatter or throw any handbills, circulars, cards, newspapers or any advertising [fol. 19] device of any description, along or upon any street or sidewalk in the city of Dallas. Any person violating any of the provisions of this article shall be deemed guilty of a misdemeanor, and upon conviction, may be fined in any sum not exceeding one hundred dollars."

Said ordinance was duly passed and approved by the City Council *by* the City of Dallas and was in force and effect

at the time of the offense alleged in the complaint. Said ordinance is drawn in question upon the ground that it is repugnant to the First and Fourteenth Amendments to the United States Constitution. The County Criminal Court of Dallas County, Texas, is the court of last resort in this cause in the State of Texas in which a decision of that court could be had and the decision of that court is in favor of the validity of said ordinance.

The County Criminal Court of Dallas County, Texas, became the court of last resort in this cause by reason of the fact that this criminal action originated in the Corporation Court of the City of Dallas and was duly appealed to the County Criminal Court where the cause was tried on appeal *de novo*, and the fine assessed against the appellant did not and could not exceed the sum of $100.00. Under Article 53 of the Code of Criminal Procedure in such circumstance an appeal cannot be had to the Court of Criminal Appeals of Texas, the highest appellate court of criminal cases in Texas, and said judgment is final.

Therefore in accordance with the rules of the Supreme Court of the United States (Rule 46, paragraph 2) and 28 U. S. C. sec. 344 and 354) and Section 237 (a) of the Judicial Code, the appellant respectfully shows this Court that the case is one in which, under the legislation in force when the [fol. 20] Act of January 31, 1928 (45 Stat. L. 54) was passed, to wit, Under Section 237 (a) of the Judicial Code (28 U. S. C., s. 344), a review could be had in the Supreme Court of the United States on a writ of error as a matter of right.

The County Criminal Court of Dallas County, Texas, court of last resort in this cause, rendered its decision and final judgment herein on the 4th day of November, 1942, and the same has been duly entered of record.

Assignments of Error

Now comes the appellant in the above cause and files herewith, together with his petition for appeal, these assignments of error and says that there are errors committed by the court below in the record and proceedings of the above entitled cause, and for the purpose of having the same reviewed in the United States Supreme Court, makes the following assignments:

First: The County Criminal Court committed reversible error in failing to hold that said ordinance is void on its

face because it is in excess of the police power of the State of Texas or the City of Dallas and the means employed have no reasonable relation to the police powers of the city or state nor do the ends aimed at by the ordinance justify the means employed by the ordinance, therefore it is unreasonable and deprives defendant of her property and liberty without due process of law and equal protection of the law, all contrary to the Constitution of the United States, Fourteenth Amendment, Section 1.

Second: The County Criminal Court committed reversible error in failing to hold that said ordinance is void on its face because by its terms it expressly abridges the people's inherent and unalienable rights of freedom of communication, of assembly, the use of the public sidewalks and streets, [fol. 21] freedom of speech and of press, all contrary to the First and Fourteenth Amendments to the United States Constitution.

Third: The County Criminal Court committed reversible error in failing to hold that said ordinance is unconstitutional and void as construed and applied to the facts and circumstances developed in the evidence because it abridges the defendant-appellant of her rights of freedoms of assembly, speech, press, the right to use the streets and sidewalks for a lawful purpose, and also abridges the defendant-appellant of her right to worship almighty God Jehovah by serving as His ordained minister preaching the Gospel of God's Kingdom, all of which rights are denied contrary to the First and Fourteenth Amendments to the United States Constitution.

Fourth: The County Criminal Court committed reversible error in overruling appellant's motion to quash the complaint.

Fifth: The County Criminal Court committed reversible error in overruling appellant's motion for a finding of *not guilty* and for a judgment of acquittal.

Sixth: The County Criminal Court committed reversible error in rendering and entering judgment against appellant.

Seventh: The County Criminal Court committed reversible error in overruling appellant's amended motion for a new trial.

Prayer for Reversal

For and on account of the above errors, the appellant, Mrs. Ella Jamison, prays that the said judgment of the County Criminal Court of Dallas County, Texas, hereinbefore described in the above entitled cause be reviewed by the Supreme Court of the United States and reversed, and [fols. 22-41] a judgment rendered in favor of appellant and for her costs.

(Signed) Hayden C. Covington, Attorney for Appellant, 117 Adams Street, Brooklyn, New York;
(Signed) Tom S. Williams, Sterling Building, Sulphur Springs, Texas, Attorneys for Appellant.

[File endorsement omitted.]

[fol. 42] In County Criminal Court of Dallas County

[Title omitted]

Order Allowing Appeal—November 7, 1942

Appellant, Ella Jamison, in the above entitled suit and cause has prayed for the allowance of an appeal in this cause to the Supreme Court of the United States from the judgment made and rendered by the County Criminal Court of Dallas County, Texas, on November 4, 1942, and duly entered of record in the Criminal Minutes of this court.

It appearing that the appellant in her motions and argu-[fol. 43] ment of counsel made in her behalf in this cause attacked the ordinance in question on the grounds, as contended by her, that it was void on its face and in excess of the police power and unreasonable and that as construed and applied it was violative of the fundamental freedoms guaranteed and secured by the First and Fourteenth Amendments to the United States Constitution and for those reasons violated the Constitution of the United States. All of these contentions were overruled by the decision and judgment of this court rendered herein.

It appearing that appellant has presented and filed her petition for appeal to the Supreme Court of the United States, a statement, assignments of error and prayer for reversal and jurisdictional statement, all within three (3) months from date of said final judgment of the County

Criminal Court, the court of last resort in Texas under which a decision can be had in this cause, pursuant to the statutes and rules of the Supreme Court of the United States in such case made and provided,

It Is Now Here Ordered that an appeal be and the same is hereby allowed to the Supreme Court of the United States from the judgment of the County Criminal Court of Dallas County, Texas, in the aforesaid cause as provided by law, and

It Is Further Ordered that the Clerk of the County Criminal Court of Dallas County, Texas, shall prepare and certify a transcript of the record, stipulation of the evidence together with all exhibits in their original form incorporated by reference, the proceedings and judgment in the said cause and transmit the same to the Supreme Court of the United States so that he shall have the same in said Court within twenty (20) days from this date.

And It Is Further Ordered that a bond for costs on ap-
[fols. 44-56] peal and for the appearance of the appellant after determination of the appeal be fixed in the amount of Five Hundred Dollars ($500.00) and appellant having presented an undertaking or bond in the sum of Five Hundred Dollars ($500.00) executed by good and sufficient sureties, it is further ordered that such undertaking or bond be and the same is hereby approved and ordered filed.

And It Is Further Ordered that the issuance of a capias pro*fine* be stayed pending a final determination of this appeal and until a return of the mandate from the United States Supreme Court.

Done at Dallas, Dallas County, Texas, on this the 7th day of November, A. D. 1942.

(Signed) Winter King, Judge of County Criminal Court of Dallas County, Texas.

[fol. 57] In Supreme Court of the United States

Statement of Points Relied On—Filed December 1, 1942

Comes now appellant, Ella Jamison, in the above entitled cause and states that the points upon which she intends to

rely in the Supreme Court of the United States in this cause are as follows:

Point 1. The ordinance in question, both on its face and as construed and applied to appellant, is violative of the federal constitution in that it abridges appellant's freedoms of assembly, the use of the public streets and sidewalks, of speech, of press, and of worship of Almighty God according to the dictates of her conscience and as commanded by Jehovah God, all contrary to the First and Fourteenth Amendment to the United States Constitution.

Point 2. The ordinance in question is void upon its face because by its terms it is in excess of the police power of the State of Texas and the City of Dallas and is unreasonable and arbitrary in the means employed which have no reasonable relation to the ends aimed for nor the police powers of the state and by reason thereof it violates the due process and equal protection clauses of the Fourteenth Amendment to the United States Constitution.

For the above reasons the judgment of the Dallas County Criminal Court of Texas should be reversed.

(Signed) Hayden C. Covington, 117 Adams Street, Brooklyn, New York; Tom S. Williams, Sterling Building, Sulphur Springs, Texas.

[fol. 58] IN SUPREME COURT OF THE UNITED STATES

DESIGNATION OF PARTS OF THE RECORD TO BE PRINTED—Filed December 17, 1942

To the Clerk of the Supreme Court of the United States:

You will please print each of the documents designated below, contained in the above captioned case now on file with your office, forwarded to you by the Clerk of the Criminal Court of Dallas County, Texas, to wit:

1. Complaint.
2. Motion to Quash Complaint.
3. Transcript of Appeal.
4. Defendant's motion to quash complaint.
5. Order overruling defendant's motion to quash complaint.

6. Defendant's motion for a finding of Not Guilty.
7. Order overruling defendant's motion for a finding of Not Guilty and for a judgment of acquittal.
8. Judgment.
9. Reporter's Statement of Facts.
10. Defendant's Amended Motion for a new trial.
[fol. 59] 11. Order overruling defendant's amended motion for a new trial.
12. Petition for appeal, statement, assignments of error and prayer for reversal.
13. Citation.
14. Order allowing appeal.
15. Statement of points to be relied upon.
16. Exhibit 4, being entire text of address delivered Sunday, September 20, 1942, by the President of the Watchtower Bible & Tract Society, Inc., entitled "Peace—Can it last?"

Dated, December 16, 1942.

Hayden C. Covington, Attorney for Appellant.

* * * * * * *

[fol. 60] SUPREME COURT OF THE UNITED STATES

ORDER POSTPONING FURTHER CONSIDERATION OF QUESTION OF JURISDICTION—December 21, 1942

The statement of jurisdiction in this case having been submitted and considered by the Court, further consideration of the question of jurisdiction is postponed to the argument on the merits. Counsel are requested to discuss in their briefs and on the oral argument whether under the law and practice of Texas the judgment can be fully reviewed on this record by a higher state court by habeas corpus or other proceedings.

Endorsed on Cover: File No. 47,059, Texas, Dallas County Criminal Court, Term No. 558. Mrs. Ella Jamison, Appellant, vs. The State of Texas. Filed December 1, 1942. Term No. 558 O. T. 1942.